

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

08-20112  
CASE NO. 12

21 U.S.C. § 841(a)(1)

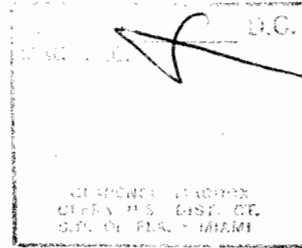
21 U.S.C. § 853

UNITED STATES OF AMERICA

vs.

ALI SHAYGAN,

Defendant.



INDICTMENT

The Grand Jury charges that:

COUNT 1

On or about June 7, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

ALI SHAYGAN,

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of methadone.

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that the death of J.D. resulted from the use of this substance.

## **COUNT 2**

On or about June 7, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of diazepam.

## **COUNT 3**

On or about June 7, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

**COUNT 4**

On or about September 26, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

**COUNT 5**

On or about September 26, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of alprazolam.

**COUNT 6**

On or about September 26, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(1), it is further alleged that this violation involved a schedule III controlled substance, that is, mixture and substance containing a detectable amount of hydrocodone.

**COUNT 7**

On or about October 22, 2007, in Miami-Dade County, in the Southern District of Florida, the  
defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

**COUNT 8**

On or about October 22, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of xanax.

**COUNT 9**

On or about October 22, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(1), it is further alleged that this violation involved a schedule III controlled substance, that is, mixture and substance containing a detectable amount of hydrocodone.

**COUNT 10**

On or about October 26, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of methadone.

**COUNT 11**

On or about October 26, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

**COUNT 12**

On or about October 26, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(1), it is further alleged that this violation involved a schedule III controlled substance, that is, mixture and substance containing a detectable amount of hydrocodone.

**COUNT 13**

On or about October 26, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of alprazolam.

**COUNT 14**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

**COUNT 15**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of xanax.



**COUNT 16**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(1), it is further alleged that this violation involved a schedule III controlled substance, that is, mixture and substance containing a detectable amount of hydrocodone.

**COUNT 17**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of methadone.

**COUNT 18**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(1), it is further alleged that this violation involved a schedule III controlled substance, that is, mixture and substance containing a detectable amount of hydrocodone.

**COUNT 19**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida,  
the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

### **COUNT 20**

On or about November 16, 2007, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of alprazolam.

### **COUNT 21**

On or about January 15, 2008, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(C), it is further alleged that this violation involved a schedule II controlled substance, that is, mixture and substance containing a detectable amount of roxicodone.

## **COUNT 22**

On or about January 15, 2008, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(1), it is further alleged that this violation involved a schedule III controlled substance, that is, mixture and substance containing a detectable amount of hydrocodone.

## **COUNT 23**

On or about January 15, 2008, in Miami-Dade County, in the Southern District of Florida, the defendant,

**ALI SHAYGAN,**

a registrant authorized to dispense controlled substances, did knowingly and intentionally distribute and dispense a controlled substance, outside the scope of professional practice and not for a legitimate medical purpose, in violation of Title 21, United States Code, Section 841(a)(1).

Pursuant to Title 21, United States Code, Section 841(b)(1)(D)(2), it is further alleged that this violation involved a schedule IV controlled substance, that is, mixture and substance containing a detectable amount of xanax.

### **FORFEITURE ALLEGATION**

1. The allegations of Counts 1 through 23 of this Indictment are re-alleged and by this reference fully incorporated herein for the purpose of alleging forfeiture to the United States of America of property in which the defendant has an interest.

2. Upon conviction of any violation of Title 21, United States Code, Section 841, as alleged in Counts 1 through 23, the defendant shall forfeit to the United States, pursuant to Title 21, United States Code, Sections 853(a)(1) and (2), any property constituting or derived from any proceeds obtained, directly or indirectly, as the result of such violation, and any property which the defendant used or intended to be used in any manner or part to commit or to facilitate the commission of such violation.

3. The property subject to forfeiture includes, but is not limited to:

- (a) the real property located at 2829 Indian Creek Drive, #1409, Miami Beach, Florida 33140;
- (b) all funds in HSBC Bank Account Number 152-74957-8 in the name of Ali Shaygan;
- (c) all funds in HSBC Bank Account Number 152-63094-5 in the name of Ali Shaygan;
- (d) all funds in HSBC Bank Account Number 152-63095-3 in the name of Ali Shaygan; and
- (e) all funds in HSBC Bank Account Number 152-74937-3 in the name of Pioneer Medical Therapeutics Inc.

4. If the property described above as being subject to forfeiture, as a result of any act or

omission of the defendant,

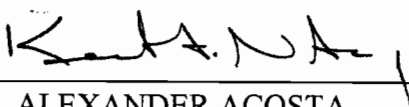
- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of the defendant up to the value of the above forfeitable property and, in addition, to require the defendant to return any such property to the jurisdiction of the court for the seizure and forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL

\_\_\_\_\_  
FOREPERSON      v      \_\_\_\_\_

  
\_\_\_\_\_  
R. ALEXANDER ACOSTA  
UNITED STATES ATTORNEY

  
\_\_\_\_\_  
SEAN PAUL CRONIN  
ASSISTANT UNITED STATES ATTORNEY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA

CASE NO. \_\_\_\_\_

vs.

CERTIFICATE OF TRIAL ATTORNEY\*

ALI SHAYGAN,

Defendant.

Superseding Case Information:

Court Division: (Select One)

X Miami        Key West  
       FTL        WPB        FTP

New Defendant(s) \_\_\_\_\_  
Number of New Defendants \_\_\_\_\_  
Total number of counts \_\_\_\_\_

Yes \_\_\_\_\_ No \_\_\_\_\_

I do hereby certify that:

1. I have carefully considered the allegations of the indictment, the number of defendants, the number of probable witnesses and the legal complexities of the Indictment/Information attached hereto.
2. I am aware that the information supplied on this statement will be relied upon by the Judges of this Court in setting their calendars and scheduling criminal trials under the mandate of the Speedy Trial Act, Title 28 U.S.C. Section 3161.

3. Interpreter: (Yes or No) No  
List language and/or dialect \_\_\_\_\_

4. This case will take 10 days for the parties to try.

5. Please check appropriate category and type of offense listed below:  
(Check only one) (Check only one)

I	0 to 5 days	_____	Petty	_____
II	6 to 10 days	<u>X</u> _____	Minor	_____
III	11 to 20 days	_____	Misdem.	_____
IV	21 to 60 days	_____	Felony	<u>X</u> _____
V	61 days and over	_____		

6. Has this case been previously filed in this District Court? (Yes or No) No

If yes:

Judge: \_\_\_\_\_

Case No. \_\_\_\_\_

(Attach copy of dispositive order)

Has a complaint been filed in this matter?

(Yes or No) No

If yes:

Magistrate Case No. \_\_\_\_\_

Related Miscellaneous numbers: \_\_\_\_\_

Defendant(s) in federal custody as of \_\_\_\_\_

Defendant(s) in state custody as of \_\_\_\_\_

Rule 20 from the \_\_\_\_\_ District of \_\_\_\_\_

Is this a potential death penalty case? (Yes or No) No

7. Does this case originate from a matter pending in the U.S. Attorney's Office prior to April 1, 2003?        Yes X No
8. Does this case originate from a matter pending in the U. S. Attorney's Office prior to April 1, 1999?        Yes X No  
If yes, was it pending in the Central Region?        Yes        No
9. Does this case originate from a matter pending in the Northern Region of the U.S. Attorney's Office prior to October 14, 2003?        Yes X No
10. Does this case originate from a matter pending in the Narcotics Section (Miami) prior to May 18, 2003?        Yes X No
11. Does this case originate from a matter pending in the Central Region of the U.S. Attorney's Office prior to September 1, 2007?        Yes X No

  
SEAN P. CRONIN  
ASSISTANT UNITED STATES ATTORNEY  
Court No. A5500940

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Page 1 of 6

**Defendant's Name:** ALI SHAYGAN

**Case No:** \_\_\_\_\_

Count #: 1

Distribution and dispensing of methadone.

Title 21, United States Code, Section 841(a)(1)

**\* Max. Penalty:** Life imprisonment

Count #: 2

Distribution and dispensing of diazepam.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment

Count #: 3

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 4

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Page 2 of 6

**Defendant's Name:** ALI SHAYGAN

**Case No:** \_\_\_\_\_

Count #: 5

Distribution and dispensing of alprazolam.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment

Count #: 6

Distribution and dispensing of hydrocodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 5 years' imprisonment

Count #: 7

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 8

Distribution and dispensing of xanax.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Page 3 of 6

**Defendant's Name:** ALI SHAYGAN

**Case No:** \_\_\_\_\_

**Case No:** \_\_\_\_\_

Count #: 9

Distribution and dispensing of hydrocodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 5 years' imprisonment

Count #: 10

Distribution and dispensing of methadone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 11

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 12

Distribution and dispensing of hydrocodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 5 years' imprisonment

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Pag 4 of 6

**Defendant's Name:** ALI SHAYGAN

**Case No:** \_\_\_\_\_

Count #: 13

Distribution and dispensing of alprazolam.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment

Count #: 14

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 15

Distribution and dispensing of xanax.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment

Count #: 16

Distribution and dispensing of hydrocodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 5 years' imprisonment

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Page 6 of 6

Defendant's Name: ALI SHAYGAN

Case No: \_\_\_\_\_

Count #: 21

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 22

Distribution and dispensing of hydrocodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 5 years' imprisonment

Count #: 23

Distribution and dispensing of xanax.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment

**\*Refers only to possible term of incarceration, does not include possible fines, restitution, special assessments, parole terms, or forfeitures that may be applicable.**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

PENALTY SHEET

Page 5 of 6

**Defendant's Name:** ALI SHAYGAN

**Case No:** \_\_\_\_\_

Count #: 17

Distribution and dispensing of methadone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 18

Distribution and dispensing of hydrocodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 5 years' imprisonment

Count #: 19

Distribution and dispensing of roxicodone.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 20 years' imprisonment

Count #: 20

Distribution and dispensing of alprazolam.

Title 21, United States Code, Section 841(a)(1)

**\*Max. Penalty:** 3 years' imprisonment